IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

Crl.Rev.Pet.No. 76 of 1998()

AGAINST THE ORDER DATED 02/01/1998 IN CRMP.2903/97 IN CC.526/1995 of JUDL.MAGISTRATE OF FIRST CLASS-I, ALUVA

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REVN. PETITIONER: PETITIONER/ACCUSED

M.P.VARGHESE
S/O.M.A.PETER
MUKKUPARAMBIL, PACHALAM
KOCHI-12.

BY ADV. SRI.S.SUBHASH CHAND

RESPONDENTS: STATE AND COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
   PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
   THRIKKAKARA POLICE STATION
   THRIKKAKARA.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 15/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRL.R.P.NO.76/1998

ORDER ON CRL.M.P.NO.496/1998 IN CRL.R.P.NO. 76/1998

DISMISSED

15.6.2007 SD/- K.R.UDAYABHANU, JUDGE

/TRUE COPY/

P.A. TO JUDGE

K.R.UDAYABHANU, J

Crl.R.P.No.76 of 1998

Dated this the 15th day of June, 2007

O R D E R

The revision petitioner is the accused in C.C.No.526/95 in the file of the Judicial First Class Magistrate Court-I, Aluva with respect to the offence under Section 498A IPC. The application filed under Section 239 in Crl.P.C. was dismissed.

2. I find that the application was filed subsequent to the framing of charge. Hence, there is no merit in the revision petition filed.

3. The counsel for the revision petitioner has submitted that the parties have settled their disputes and also the connected civil cases. In the circumstances, the court below is directed to dispose of the matter untrammeled by the observations contained in paragraph 4 of the order of the court below. The revision petitioner shall appear before the court below on 10.7.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl